

**NOTICE OF
FORTHCOMING FILING**

The Supreme Court has indicated that the filing of a written opinion in the following case(s) is forthcoming. At the filing time designated below, the filed opinion(s) will be accessible at the judicial branch web site (www.courtinfo.ca.gov) and copies will be made available at the Supreme Court Clerk's Office.

[Generally, the description set out with regard to each case is reproduced from the original news release issued when review in the matter was granted, and is provided for the convenience of the public and the press. The description does not necessarily reflect the view of the court, or define the specific issues that will be addressed by the court.]

PEOPLE v. TATE (GREGORY)

S031641 (Alameda County Superior Court – 933308)
Argued in San Francisco 5-05-10

The matter is an automatic appeal from a judgment of death.

IN RE VALDEZ (ALFREDO REYES) ON HABEAS CORPUS

S107508
Argued in San Francisco 5-06-10

In this case, which is related to the automatic appeal in *People v. Valdez* (2004) 32 Cal.4th 73, the court issued an order to show cause limited to the following issues: Is petitioner entitled to relief on the claim that trial counsel provided ineffective assistance at the guilt and penalty phases of his trial based upon counsel's failure (1) to introduce a laboratory report or to question an investigating officer about the results of any testing done on a pair of trousers, (2) to make an adequate offer of proof and cite relevant authority with respect to third party culpability evidence, (3) to have petitioner examined by a mental health professional, or (4) to ask the trial court to reconsider the admissibility of third party culpability evidence at the penalty phase?

Opinion(s) in the above case(s) will be filed on:

Thursday, July 8, 2010 at 10:00 a.m.
